

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

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5 UNITED STATES OF AMERICA,

6 Plaintiff,

7 vs.

8 JOHN HOWARD AXELGARD,

9 Defendant.  
10

2:17-CR-00111-KJD-VCF

**ORDER**

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12 On July 28, 2017, the Court scheduled a hearing on the Motion for Hearing to Determine the  
13 Mental Competency of Defendant (ECF No. 27) for 2:00 PM, August 4, 2017. (ECF No. 29). Defendant  
14 has now filed a Motion to Strike Hearing, which states that defense has no evidence to submit in opposition  
15 of the Government's motion. (ECF NO. 31).

16 Defendant has filed in error a motion to strike letter, docketed as ECF No. 30.

17 Accordingly,

18 IT IS HEREBY ORDERED that Defendant's Motion to Strike Hearing (ECF No. 31) is  
19 GRANTED. The hearing scheduled for 2:00 PM, August 4, 2017 is VACATED.

20 IT IS FURTHER ORDERED that the Motion filed in ECF No. 27 is GRANTED. The Order for  
21 a Psychiatric Examination and Report Re: Competency will be entered contemporaneously herewith.

22 The Clerk of Court is directed to strike ECF No. 30.

23 IT IS SO ORDERED.

24 DATED this 2nd day of August, 2017.

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CAM FERENBACH  
UNITED STATES MAGISTRATE JUDGE